

HOUSE BILL 267

C4

0lr0883

By: **Delegates C. Watson and Dumais**

Introduced and read first time: January 20, 2020

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Private Passenger Automobile Insurance – Use of Vehicle Telematics**

3 FOR the purpose of authorizing an insurer that issues, sells, or delivers private passenger
4 automobile insurance policies in the State to use data obtained through vehicle
5 telematics from a specific vehicle only for establishing an insurance premium for a
6 policy that insures that vehicle and if the vehicle owner consents to the data
7 collection and sharing, or for claims investigation; prohibiting an insurer that issues,
8 sells, or delivers private passenger automobile insurance policies in the State from
9 selling data obtained through vehicle telematics to another person or providing data
10 obtained through vehicle telematics to another person for consideration; defining
11 “vehicle telematics”; and generally relating to the use of data obtained through
12 vehicle telematics by private passenger automobile insurers in the State.

13 BY adding to

14 Article – Insurance

15 Section 27–908

16 Annotated Code of Maryland

17 (2017 Replacement Volume and 2019 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
19 That the Laws of Maryland read as follows:

20 **Article – Insurance**

21 **27–908.**

22 (A) IN THIS SECTION, “VEHICLE TELEMATICS” MEANS A METHOD OF
23 COLLECTING AND SHARING DATA REGARDING A VEHICLE OR DRIVER USING
24 RECORDING SENSORS IN THE VEHICLE, A TELECOMMUNICATIONS DEVICE FOR
25 TRANSMITTAL OF THE DATA, AND A SECURED SERVER TO STORE THE DATA, WHICH

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 MAY INCLUDE VEHICLE SPEED, LOCATION, MILEAGE, AND OPERATING HOURS;
2 DRIVER ACCELERATION, BRAKING, AND CORNERING HABITS; AND ENGINE
3 DIAGNOSTICS.

4 (B) AN INSURER THAT ISSUES, SELLS, OR DELIVERS PRIVATE PASSENGER
5 AUTOMOBILE INSURANCE POLICIES IN THE STATE:

6 (1) MAY USE DATA OBTAINED THROUGH VEHICLE TELEMATICS FROM
7 A SPECIFIC VEHICLE ONLY:

8 (I) 1. FOR ESTABLISHING AN INSURANCE PREMIUM FOR
9 THE POLICY THAT INSURES THAT VEHICLE; AND

10 2. IF THE VEHICLE OWNER CONSENTS TO THE DATA
11 COLLECTION AND SHARING; OR

12 (II) FOR CLAIMS INVESTIGATION;

13 (2) MAY NOT SELL DATA OBTAINED THROUGH VEHICLE TELEMATICS
14 TO ANOTHER PERSON; AND

15 (3) MAY NOT PROVIDE DATA OBTAINED THROUGH VEHICLE
16 TELEMATICS TO ANOTHER PERSON FOR CONSIDERATION.

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2020.